

BID OPENING

CITY OF SAN JOSE
OFFICE OF THE CITY CLERK

City Clerk
Time Stamp

TOTAL BASE BID 294,080.50

ALT NO. 1 9,500.00

ALT NO. 2 _____

ALT NO. 3 _____

Alt No. 4 _____

Alt No. 5 _____

BID DATE: Thursday, June 04, 2009

Project Manager: Thomas McLauchlan – 793-4136

24TH STREET STREETScape IMPROVEMENTS (RE-BID)

RECEIVED
San Jose City Clerk
2009 JUN 4 P 2:52

BIDDER NAME: Pacific Electric Contracting

☒ Bond ☐ Cashier's Check _____

2 Addendums Included () ☒ ☒

☒ NonCollusion Affidavit

YES _____ NO _____

YES _____ NO _____

**24TH STREET
STREETSCAPE IMPROVEMENTS
(Re-Bid)**

BID DOCUMENTS

BID OPENING

3:00 P.M.

Thursday,
June 4, 2009

Bidder: PACIFIC ELECTRIC CONTRACTING INC.

PROPOSAL TO CITY OF SAN JOSE

FOR

24TH STREET STREETSCAPE IMPROVEMENTS (Re-Bid)

Name of Bidder:

PACIFIC ELECTRIC CONTRACTING INC.

The representations herein are made under penalty of perjury.

To: The City of San Jose, State of California

The undersigned, as bidder, declares that the only person or parties interested in this proposal as principals are those named herein; that this proposal is made without collusion with any other person, firm or corporation; that the bidder has thoroughly read and examined and has full knowledge of and understands all the provisions and contents of this proposal and the documents which must be attached hereto, the Plans approved by the Director of Public Works May 15, 2009, entitled 24th STREET STREETSCAPE IMPROVEMENTS (Re-Bid) the Specifications approved by the Director of Public Works on May 15, 2009, entitled 24th STREET STREETSCAPE IMPROVEMENTS (Re-Bid) on file in the office of the Director of Public Works of the City of San Jose in City Hall, San Jose, California; that the bidder has thoroughly examined said Plans and Specifications which are on file in the office of the Director of Public Works, and that the bidder has full knowledge of and understands said Plans and Specifications and the requirements thereof; and that the bidder has further read and understands, and has knowledge of the contents of any and all addenda to said Plans and Specifications on file; and that the bidder proposes and agrees, if this proposal is accepted, that the bidder will contract with the City of San Jose, in the form of the copy of the contract on file in the office of the Director of Public Works, to do all the work and furnish all materials specified or referred to in the contract, in the manner and time therein prescribed, and according to the requirements of the City or Director of Public Works as therein set forth, to furnish the contract, bonds and insurance specified in the Specifications, and to do all other things required of the Contractor by the contract; and will take in full payment therefor the following price or unit prices as shown in the Schedule of Quantities on the next page(s).

If the bidder or other interested persons is a corporation, state legal name of corporation, also names of the President, Secretary, Treasurer, and the Manager thereof; if a partnership, state the name of the partnership, if one exists, also the names of all the partners comprising the partnership; if any of the partners are individuals, state the first and last name of every individual in full, if any of the partners are corporations, state for each such corporation, the information required above of corporations; if any of the partners are partnerships, state for each such partnership the information required above of partners; if the bidder or other interested person is a joint-venture, state the name of the joint venture, also names of all joint venturers comprising the joint venture; if any of the joint venturers are individuals, state the first and last name of every individual comprising the joint venture; if any of the joint venturers are corporations, state for each corporation the information required above of corporations; if any of the joint venturers are partnerships, state for each such partnership, the information required above of partners; if bidder or other interested persons is an individual, state first and last names in full.

If bidder is an individual, the bidder's signature shall be placed below; if bidder is an individual, doing business under a fictitious name, the name of the individual followed by the words "doing business under (insert the fictitious name)" shall be set forth above, together with the signature of the individual; if bidder is a corporation, the legal name of the corporation shall be set forth above, together with the signature of the officer or officers of the corporation, authorized to sign contracts on behalf of the corporation, the corporate title; that is Vice-President, Secretary, etc., should be placed below the name of the officer and the corporate seal affixed; if bidder is a partnership, the legal name of the partnership, if one exists, shall be set forth above, together with the signature of the partner or partners authorize to sign contracts on behalf of the partnership; if any of the partners are corporations, execution for such partners shall be accomplished

SCHEDULE OF QUANTITIES						
FOR						
24TH STREET STREETScape IMPROVEMENTS (Re-bid)						
<i>PACIFIC ELECTRIC CONTRACTING INC</i>						
Item	SPEC. SECT.	ITEM DESCRIPTION	UNIT	EST. QTY.	UNIT PRICE	EXTENSION
1	16.1.2	TREE AND STUMP REMOVAL	EA	2	1017.	2034.
2	16	STUMP REMOVAL- McLaughlin at 24th St.	EA	1	509.	509.
3	16	DEMOLITION AND REMOVAL OF GRASS AND SOIL	CY	75	23.	1725.
4	16	SAWCUT AND DEMOLITION OF P.C.C. PAVEMENT	SF	1,200	7.50	9000.
5	16	SAWCUT, GRINDING, AND DEMOLITION OF ASPHALT-CONCRETE PAVEMENT	SF	250	7.50	1875.
6	20-14	TEMPORARY PROJECT CONSTR. SIGN	EA	1	2200.	2200.
7	12	TRAFFIC CONTROL	LS	1	3000.	3000.
8	16	SAWCUT AND DEMOLITION OF P.C.C. CURB AND GUTTER	LF	50	38.	1900.
9	10-2	STORM WATER POLLUTION PREVENTION	LS	1	2400.	2400.
10	19	EARTHWORK AND IMPORTED TOPSOIL	CY	75	21.	1575.
11	37,39,30,21,22	ASPHALT-CONCRETE DEEP LIFT AND CONFORM	TON	11	282.	3102.
12	73,21	P.C.C. SIDEWALK PAVING	SF	350	7.00	2450.
13	73, 21	P.C.C. CURB AND GUTTER	LF	50	60.	3000.
14	20-14, 20-17	24" BOX TREE PLANTING IN NEW AND EXISTING TREE WELLS	EA	25	345.	8625.
15	20-14, 20-17	15 GAL. TREE PLANTING IN NEW AND EXISTING TREE WELLS/ PARK STRIPS (Revocable)	EA	31	181.	5611.
16	20-14	SOIL PREPARATION, FERTILIZERS, & MULCH (15 gal. & 24" Box Tree Planting Areas)	SF	1,500	3.10	4650.
17	20-14.5.2	ROOT BARRIER (15 gal. & 24" Box Tree Planting Areas)	LF	1,200	2.31	2772.
18	20-15	DECOMPOSED GRANITE (15 gal. & 24" Box Tree Planting Areas)	SF	2,550	1.48	3774.
19	20-17	60 CALENDAR DAY MAINTENANCE PERIOD (15 gal. & 24" Box Tree Planting Areas)	LS	1	1356.	1356.

SCHEDULE OF QUANTITIES						
FOR						
24TH STREET STREETScape IMPROVMENTS (Re-bid)						
<i>Pacific Electric Contracting INC.</i>						
Item	SPEC. SECT.	ITEM DESCRIPTION	UNIT	EST. QTY.	UNIT PRICE	EXTENSION
20	39-1	ASPHALT-CONCRETE CONSTRUCTION (REVOCABLE)	TON	3	100.	300.
21	73	P.C.C. SIDEWALK PAVING (REVOCABLE)	SF	100	14.00	1400.
22	73	P.C.C. CURB AND GUTTER (REVOCABLE)	LF	20	50.	1000.
23	86	SPECIAL ELECTROLIER FOUNDATION (REVOCABLE)	BA	1	300.	300.
24	86	INSTALL ADDITIONAL 1 1/2" SCHEDULE 40 P.V.C. CONDUIT (REVOCABLE)	LF	30	14.00	420.
25	86	CUT AND CONNECT EXISTING CONDUIT (REVOCABLE)	LF	5	50.	250.
26	86	ADDITIONAL INSTALLATION OF 1" SCHEDULE 40 P.V.C. CONDUIT INTO EXISTING ELECTROLIER FOUNDATION	EA	2	100.	200.
27	86	ADDITIONAL #3 1/2" PULL BOX (REVOCABLE)	BA	3	100.	300.
28	86	ADDITIONAL CONDUCTORS AND WIRING (REVOCABLE)	LF	100	1.30	130.
29	86	ADDITIONAL REWIRING OF EXISTING ELECTROLIER (REVOCABLE)	LF	150	.65	97.50
30	86	ADDITIONAL PAINTING OF ELECTROLIER (REVOCABLE)	EA	1	200.	200.
31	86	PEDESTRIAN STREET LIGHT SYSTEM	LS	1	224,725.	224,725. ⁰⁰
32	15	UTILITY CONFLICT WORK (REVOCABLE)	FLS	1	\$ 1,200.00	\$1,200.00
33	15	ADDITIONAL POTHOLING (REVOCABLE)	BA	8	250.	2000.
		TOTAL BASE BID ITEMS 1 THROUGH 33				294,080.50
A-1	20-16	INSTALLATION OF ORNAMENTAL LUMINAIRES PROVIDED BY VARIOUS VENDORS (REVOCABLE)	BA	40	237.50	9500.
		NOTE TO BIDDERS: The Bidder's Bond shall be at least 10% of the TOTAL BID AMOUNT.				303,580.50

6 A-2

rev. 10/05

in accordance with the requirements set forth above for corporations; if any of the partners are partnerships, execution for such partners shall be accomplished in accordance with the requirements set forth above for partnership; if bidder is a joint-venture, the legal name of the joint venture, if one exists, shall be set forth above for partnerships. If signature is by an agent other than an officer of a corporation, or member of a partnership or a joint venture, a Power of Attorney must be on file with the City Clerk prior to opening bids or submitted with the bid; otherwise, the bid may, at the City's option, be disregarded as non-responsive.

If this proposal shall be accepted and the undersigned shall fail to contract, and to give the Contractor's Bond For Faithful Performance and the Contractor's Payment Bond required by the specifications and contract and by law, and to provide all insurance as required by said contract, within eight (8) days after the bidder has received notice from the City of San Jose, the City may, at its option, determine that the bidder has abandoned his/her contract, and thereupon this proposal and the acceptance thereof shall be null and void, and the forfeiture of such security accompanying this proposal shall operate and the same shall be the property of the City of San Jose.

In accordance with Public Contract Code Section 10232, the Contractor, hereby states under penalty of perjury, that no more than one final unappealable finding on contempt of court by a federal court has been issued against the Contractor within the immediately preceding two year period because of the Contractor's failure to comply with an order of a federal court which orders the Contractor to comply with an order of the National Labor Relations Board. Signing this Proposal on the signature portion thereof shall constitute signature of this Statement.

Accompanying this proposal are the following documents completely filled in by the bidder and the same are incorporated herein by reference;

1. Cash, a cashier's check or a certified check made payable to City, or a bidder's bond executed by an admitted surety insurer naming the City as beneficiary, in an amount equal to at least ten percent (10%) of the total amount bid including all alternatives.
2. A list of subcontractors for work over one half of one percent, if any, the address of each subcontractor and the description of work to be done by each subcontractor.
3. A statement of financial responsibility, technical ability, and experience if such information is not already on file with the City.

City may at its option, request additional supplemental information after bid opening.

Bidder understands that the City reserves the right to reject any or all bids and to waive any informalities in the bidding.

The undersigned, as bidder, declares that in listing subcontractors in this bid, I have not discriminated or given any preference to any firm based on race, sex, color, age, religion, sexual orientation, actual or perceived gender identity, disability, ethnicity, or national origin. I understand that any such discrimination or preference is in violation of Chapter 4.08 of the Municipal Code.

Execution of the Non-Collusion Affidavit constitutes execution of this Bid Proposal including the above statement of nondiscrimination and, with the exception of the Bidder's Bond or Addenda, if any, no other signatures will be required.

NONCOLLUSION AFFIDAVIT

Project Title: 24th STREET STREETScape IMPROVEMENTS (RE-BID).

FRANK J. CAMACHO JR., being first duly sworn, deposes and says that he/she is
(print name)

the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof the effectuate a collusive or sham bid.

In accordance with Title 23, United States Code, Section 112, the bidder hereby states, under penalty of perjury, that he/she has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with this contract. Bidders are cautioned that making a false certification may subject certifier to criminal prosecution.

The undersigned declares under penalty of perjury that the information contained in this proposal and all accompanying documents are true and correct.

Executed on 6/4/09

Pacific Electric Contracting Inc.
Legal Company Name
CORPORATION

Indicate Type of Entity: Sole Proprietorship,
Partnership (General/Limited Partners),
Corporation, Joint Venture, etc.

City Business Lic. No.: 7139972210
Expiration Date: 4/15/10
State Contractor Lic. No.: 337416
Classification: A, C10
Expiration Date: 12/31/10
Federal I. D. No.: 26-1959580
Address: 330 PHELAN AVE.
SAN JOSE, CA 95112
Telephone: 408 293-8102

By: [Signature]
Title: FRANK J. CAMACHO JR. PRES.

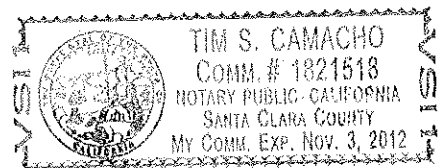
NOTARY

On 6/4/09 before me, TIM S. CAMACHO - PUBLIC, personally appeared
(name and title of officer)

FRANK J. CAMACHO JR., personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal, subscribed and sworn to before me.

Signature [Signature] (Seal)
Notary Public



BIDDER'S BOND

Bond Number :
09-4765-BID

KNOW ALL PERSONS BY THESE PRESENTS:

That we, Pacific Electric Contracting Inc. as PRINCIPAL, and First Sealord Surety, Inc., a corporation duly organized under the laws of the State of Pennsylvania and duly licensed to become sole surety on bonds required or authorized by the State of California, as SURETY, are held and firmly bound unto the City of San Jose (hereinafter called the "City"), in the penal sum of TEN PERCENT (10%) OF THE TOTAL AMOUNT OF THE BID of the Principal above named, submitted by said Principal to the City of San Jose, for the work described below; for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents. In no case shall the liability of the Surety hereunder exceed the sum of Ten Percent of Amount Bid DOLLARS (\$ 10%).

THE CONDITION OF THIS OBLIGATION IS SUCH,

That whereas the Principal has submitted the above mentioned bid to the City of San Jose, for certain construction specifically described as follows, for which bids are to be opened in the Office of the City Clerk, City of San Jose, City Hall, 200 E. Santa Clara St., Wing 2nd Fl., San Jose, CA 95113, on (JUNE 4, 2009) for 24th STREET STREETSCAPE IMPROVEMENTS (RE-BID). NOW, THEREFORE, if the aforesaid Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to Principal for signature, enters into a written contract, in the prescribed forms, in accordance with the bid, and files a Faithful Performance Bond and a Contractor's Payment Bond, and files the required insurance policies with the City, all as required by the specifications and the contract or by law, then the obligation shall be null and void; otherwise it shall be and remain in full force and effect.

The Surety, for value received, hereby stipulates and agrees that the obligation of said Surety and its bond shall be in no way impaired or affected by any extension of the time within which the Owner may accept such Bid; and said Surety does hereby waive notice of any such extension.

In the event suit is brought upon this bond by the Obligor and judgement is recovered, the Surety shall pay all costs incurred by the Obligor in such suit, including a reasonable attorney's fee to be fixed by the court.

IN WITNESS WHEREOF, we have hereunto set our hands and seals on this 29th
day of May, 2009.

PRINCIPAL

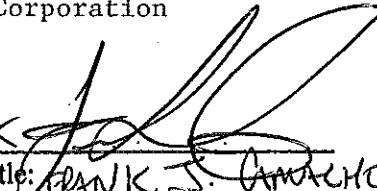
SURETY

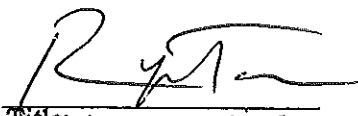
Pacific Electric
Contracting Inc.
Legal Company Name

First Sealord Surety Inc.
Legal Company Name

Indicate Type of Entity:
Corporation

Corporation

By X 
Title: FRANK J. AMADOR JR.
PRES.

By 
Title: Attorney-in-fact

By _____
Title:

By _____
Title:

(Affix Corporate Seals)

(Attach Acknowledgments of both Principal and Surety signatures)

First Sealord Surety, Inc.

Power No: SD -0689-08-15539

Power of Attorney

KNOW ALL MEN BY THESE PRESENTS: That First Sealord Surety, Inc., a corporation of the Commonwealth of Pennsylvania, (hereinafter the "Company") has made, constituted and appointed, and by these presents does make, constitute and appoint
Janelle Miller and/or Ryan Tash of Los Angeles, California

its true and lawful Attorney-in-Fact, to make, execute and deliver on its behalf insurance policies, surety bonds, undertakings and other instruments of a similar nature as follows:

***** Not To Exceed Five Million Dollars-----(\$5,000,000.00) *****

Such insurance policies, surety bonds, undertakings and instruments for said purposes, when duly executed by the aforesaid Attorney-in-Fact, shall be binding upon the said Corporation as fully and to the same extent as if signed by the duly authorized officers of the Corporation and sealed with its corporate seal; and all the acts of said Attorney-in-Fact, pursuant to the authority hereby given, are hereby ratified and confirmed.

This appointment is made pursuant to the following By-Laws which were duly adopted by the Board of Directors of the said Corporation on April 7, 2003 with all Amendments thereto and are still in full force and effect.

*Article XII: Policies, Bonds, Recognitions, Stipulations, Consents of Surety, Underwriting Undertakings, and Instruments Relating Thereto.

Section 12-1. Insurance policies, bonds, recognitions, stipulations, consents of surety and underwriting undertakings of the Corporation, and releases, agreements and other writings relating in any way thereto or to any claim or loss thereunder, shall be signed in the name and on behalf of the Corporation: a) by the Chairman of the Board, the President or a Vice President, and by the Secretary or an Assistant Secretary; or b) by an Attorney-in-Fact for the Corporation appointed and authorized by the Chairman of the Board, the President, or a Vice President to make such signature; or c) by such other officers or representatives as the Board may from time to time determine. The seal of the Corporation shall if appropriate be affixed thereto by any such officer, Attorney-in-Fact or representative. The authority of such Attorney-in-Fact and Agents shall be as prescribed in the instrument evidencing their appointment. Any such appointment and all authority granted thereby may be revoked at any time by the Board of Directors or by any person empowered to make such appointment."

IN WITNESS WHEREOF, First Sealord Surety, Inc. has caused these presents to be duly signed and its corporate seal to be hereunto affixed and duly attested this 20th day of January, 2004.



(Seal)

Attest:

Gary L. Bragg

Gary L. Bragg, Secretary

First Sealord Surety, Inc.

By:

Joel D. Cooperman

Joel D. Cooperman, Vice President

Commonwealth of Pennsylvania
County of Montgomery

On this 20th day of January, 2004, before me personally appeared Joel D. Cooperman, Vice President of First Sealord Surety, Inc., with whom I am personally acquainted, who, being by me duly sworn, said that he resides in the Commonwealth of Pennsylvania; that he is Vice President of First Sealord Surety, Inc., the corporation described in and which executed the foregoing instrument; that he knows the corporate seal of the said Corporation; that the seal affixed to said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Corporation; and that he signed his name thereto as Vice President of said Corporation by like authority.



(Seal)

Anthony T. Stewart

- Notary Public

COMMONWEALTH OF PENNSYLVANIA

Notarial Seal

Anthony T. Stewart, Notary Public
Lower Merion Twp., Montgomery County
My Commission Expires Aug. 5, 2010

Member, Pennsylvania Association of Notaries

CERTIFICATE

I, the undersigned Secretary of First Sealord Surety, Inc. do hereby certify that the original Power of Attorney of which the foregoing is a full, true and correct copy is in full force and effect on the date of this Certificate and I do further certify that the Officer who executed the said Power of Attorney was one of the Officers authorized by the Board of Directors to appoint an Attorney-in-Fact as provided in Section 12-1 of the By-Laws of First Sealord Surety, Inc. This Certificate may be signed and sealed by facsimile under and by authority of the following provisions of the By-Laws of First Sealord Surety, Inc.:

"Section 12-2. The use of a printed facsimile of the corporate seal of the Corporation and of the signature of the Secretary or an Assistant Secretary on any certification of the correctness of a copy of an instrument executed by an authorized person pursuant to Article XII, Section 12-1 of the By-Laws appointing and authorizing an Attorney-in-Fact to sign in the name and on behalf of the Corporation surety bonds, underwriting undertakings, or other instruments described in said Section 12-1, with like effect as if such seal and such signature had been manually affixed and made."

In Witness Whereof, I have hereunto set my hand and affixed the corporate seal of the Corporation to these presents

this 29th day of May, 2009.

This power of attorney is void unless the Bond number is inserted in this paragraph (insert Bond # here 09-4765-BID), the bond number is the same number as on the original bond, and the bond number has been inserted by an officer or employee of the Company or by the agent.

(seal)

Gary L. Bragg
Gary L. Bragg, Secretary

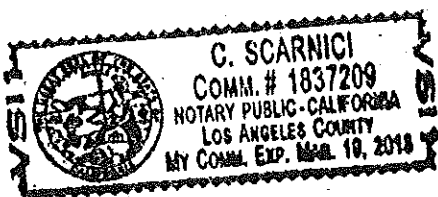
CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of Los Angeles

On 5/29/09 before me, C. Scarnici-Notary Public
Date Here Insert Name and Title of the Officer

personally appeared Ryan Tash
Name(s) of Signer(s)



who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature [Signature]
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

- ☐ Individual
- ☐ Corporate Officer — Title(s): _____
- ☐ Partner — ☐ Limited ☐ General
- ☐ Attorney in Fact
- ☐ Trustee
- ☐ Guardian or Conservator
- ☐ Other: _____

RIGHT OF FIRST REFUSAL
TOP OF THUMB HERE

Signer Is Representing: _____

Signer's Name: _____

- ☐ Individual
- ☐ Corporate Officer — Title(s): _____
- ☐ Partner — ☐ Limited ☐ General
- ☐ Attorney in Fact
- ☐ Trustee
- ☐ Guardian or Conservator
- ☐ Other: _____

RIGHT OF FIRST REFUSAL
TOP OF THUMB HERE

Signer Is Representing: _____

ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of

SANTA CLARA

} SS.

On

6/4/09

DATE

, before me,

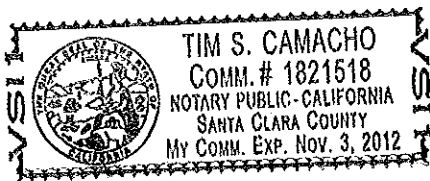
TIM S. CAMACHO - NOTARY PUBLIC

personally appeared

FRANK J. CAMACHO JR.

, who proved to me on the

basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under **PENALTY OF PERJURY** under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

[Signature]
NOTARY'S SIGNATURE

PLACE NOTARY SEAL IN ABOVE SPACE

OPTIONAL INFORMATION

The information below is optional. However, it may prove valuable and could prevent fraudulent attachment of this form to an unauthorized document.

CAPACITY CLAIMED BY SIGNER (PRINCIPAL)

- ☐ INDIVIDUAL
☐ CORPORATE OFFICER _____ TITLE(S)
☐ PARTNER(S)
☐ ATTORNEY-IN-FACT
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☐ OTHER: _____

DESCRIPTION OF ATTACHED DOCUMENT

BIO BOND

TITLE OR TYPE OF DOCUMENT

NUMBER OF PAGES

DATE OF DOCUMENT

SIGNER (PRINCIPAL) IS REPRESENTING:

NAME OF PERSON(S) OR ENTITY(IES)

RIGHT
THUMBPRINT
OF
SIGNER

OTHER



STATEMENT OF BIDDER'S EXPERIENCE

The bidder is required to state below what work of similar magnitude or character the bidder has done, and to give reference that will enable the City Council to judge the bidder's experience, skill and business standing and of the bidder's ability to conduct the bidder's work as completely and as rapidly as required under the terms of the contract.

<u>PROJECT NAME</u>	<u>AGENCY/ENTITY</u>	<u>CONTRACT AMOUNT</u>
INST. OF TS UN795F	CITY OF SAN JOSE	\$ 200,000.
INST. OF STREET LIGHTS CDB6 98	" "	\$ 400,000.
INST. OF STREET LIGHTS MASON AVEAS	" "	\$ 335,000.
INST. OF ST. LIGHTS CRACKDOWN 99	" "	\$ 200,000.
INST. OF ST. LIGHTS CW. PH. A		\$ 400,000.
" " " CW PH. B.		\$ 400,000.
" " " CW PH. C.		\$ 272,000.
" " " " CRACKDOWN 2000		\$ 190,000.
INST. OF ST. LIGHTS - TROPICANA NEIGHBORHOODS		\$ 150,000.
INST. OF ST. LIGHTS - MAYFAIR 2001		\$ 190,000.
STREET LIGHTING @ SCHOOLS ²⁰⁰²	- CITY OF SAN JOSE	\$ 117,000.
STREET LIGHTS CRACKDOWN 2002	- C.S.J.	\$ 101,000.
INST. OF ST. LIGHTS CITYWIDE 2001	- C.S.J.	\$ 340,000.
ST. LIGHTS - CITYWIDE 2002	- C.S.J.	\$ 720,000.
ST. LIGHTS - CITYWIDE 2003	- C.S.J.	\$ 380,000.
ST. LIGHTS - BACKLOG 2002	- C.S.J.	\$ 400,000.

STATEMENT OF BIDDER'S EXPERIENCE

The bidder is required to state below what work of similar magnitude or character the bidder has done, and to give reference that will enable the City Council to judge the bidder's experience, skill and business standing and of the bidder's ability to conduct the bidder's work as completely and as rapidly as required under the terms of the contract.

<u>PROJECT NAME</u>	<u>AGENCY/ENTITY</u>	<u>CONTRACT AMOUNT</u>
ST. LIGHTS ELEMENTARY SCHOOLS	CSJ	100,000.
ST. LIGHTS W6 OAK/EDWARDS	CSJ	150,000.
ST. LIGHTS - SNI EDEN AVE - G.D.		120,000
ST. LIGHTS - CRACK DOWN 2003	CSJ	120,000.
ST. LIGHTS - CRACK DOWN 2004	CSJ	110,000.
TSI - MCJANGLIN/LIGHTLAND	CSJ	120,000.
TSI - SILVER CREEK/COZT	CSJ	130,000.
HENSLEY HIST. DIST. ST. LIGHTS PH.2	CSJ	200,000.
MARKET AVENUE PED ST. LIGHTS	CSJ/RDA	900,000.
SCHOOL ACCESS ENH. CROSS WALKS	CSJ	450,000.
TSI - SEVENTH + PHELAN	CSJ	185,000.
REDUNDANT FIBER LINK	CSJ	180,000
EDEN AVE STREETSCAPE	CSJ	200,000
UNIVERSITY PED. LIGHT SYSTEM PH2	CSJ	400,000.

May 22, 2009

ADDENDUM NO. 1

ALL PLAN HOLDERS OF THE 24TH STREET STREETSCAPE IMPROVEMENTS (RE-BID):

Notice is hereby given that the following revisions, additions, and/or deletions are hereby made part of and incorporated into the plans and specifications for the "24TH STREET STREETSCAPE IMPROVEMENTS (RE-BID)".

1. Refer to Pages 11 of 11 of the Plans; Refer to the note on the right side of the aerial photo at William Street.

DELETE: "ADD ALTERNATE #2"

ADD: "BASE BID"

2. Refer to Page 130 of the Specifications.

DELETE: Page 130

ADD: Page 130 A-1 (Attached)

3. Refer to page 104 of the Specifications, Section 20-16 BLANK.

DELETE: Page 104

ADD: Page 104 A-1 (Attached): Section 20-16 ADD ALTERNATES.

4. Refer to page 6 of the Specifications, SCHEDULE OF QUANTITIES; Proposal Page 1A.

DELETE: PAGE 6

ADD: PAGE 6 A-1 (Attached) to include pay item for Add Alternate No. 1.

INSTRUCTIONS:

The bidder must sign this addendum in the space provided below and return one signed copy with the bid. Failure to return the signed copy with the bid document shall not relieve the bidder of the obligation to include this addendum to the bid proposal.

APPROVED BY:



TIMM BORDEN
Deputy Director of Public Works

PACIFIC ELECTRIC CONTRACTING INC.

Bidder's Name

Signature and Title of Bidder

MO:HS:TM

Addendum#1

FRANK J. CANAENO JR, PRES.

Date

6/4/09

May 28, 2009

ADDENDUM NO. 2

ALL PLAN HOLDERS OF THE 24TH STREET STREETSCAPE IMPROVEMENTS (RE-BID):

Notice is hereby given that the following revisions, additions, and/or deletions are hereby made part of and incorporated into the plans and specifications for the "24TH STREET STREETSCAPE IMPROVEMENTS (RE-BID)".

1. Refer to Page 5 of the Specifications, Schedule of Quantities, Proposal Page 1A. Refer to Pay Item 15: 15 Gal. Tree Planting in New and Existing Tree Wells/ Park Strips (Revocable).

NOTE: City has the option to include all, some, or none of these quantities listed under this pay item.

2. Refer to page 6A-1 of the Specifications, Addendum #1, SCHEDULE OF QUANTITIES: Proposal Page 1A.

DELETE: Page 6A-1, Proposal Page 1A

ADD: PAGE 6 A-2, Proposal Page 1B (Attached)

3. Refer to Page 6A-2 as part of this Addendum #2, SCHEDULE OF QUANTITIES: Proposal Page 1B. Refer to Pay Item A-1: Installation of Ornamental Luminares provided by Various Vendors (Revocable).

NOTE: City has the option to include all, some, or none of these quantities listed under this pay item.

4. Refer to page 104A-1 of Addendum #1.

DELETE: Page 104A-1

ADD: Page 104 A-2 (Attached)

5. Refer to Page 129 of the Specifications, 86-2.06 PULL BOXES.

DELETE: Page 129.

ADD: Page 129 A-2 (Attached)

6. Refer to Page 135 of the Specifications, 86-8.02A STREET LIGHT SYSTEM.

DELETE: Page 135.

ADD: Page 135 A-2 (Attached)

7. Refer to Sheet 6 of the Plans, Lighting Plan View and Pole and Equipment Schedule.

ADD: Exhibit "a" (Attached).

ADD: Exhibit "b" (Attached).

8. Refer to Page 134 of the Specifications, 86-2.16, PAINTING.

DELETE: Page 134

ADD: Page 134 A-2 (Attached).

9. Refer to Sheet 11 of the Plans, STREET TREE PLANTING PLAN. Refer to LEGEND, located on left side of the sheet. Refer to "Existing Street Light to be Painted- Quantity: 11".

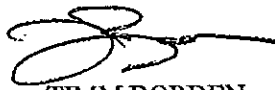
Name 24th STREET STREETScape IMPROVEMENTS (RE-BID)
Subject ADDENDUM #2
Date May 28, 2009
Page 2 of 2

NOTE: Existing Street Lights to be painted are shown on the Planting Plan only. Payment for painting of existing poles shall be included under the pay item for "Pedestrian Street Light System". Any additional painting of existing poles shall be included in pay item #30: "Additional Painting of Electrolier" (Revocable).

INSTRUCTIONS:

The bidder must sign this addendum in the space provided below and return one signed copy with the bid. Failure to return the signed copy with the bid document shall not relieve the bidder of the obligation to include this addendum to the bid proposal.

APPROVED BY:



TIMM BORDEN
Deputy Director of Public Works

PACIFIC ELECTRIC CONTRACTING INC.

Bidder's Name

X

Signature and Title of Bidder

MOHS:TM
Addendum#2

FRANK J. CAMACHO JR., PRES.

Date

6/4/09